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Temujin Labs Inc., a Cayman corporation
9 By Special Appearance

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11 **UNITED STATES DISTRICT COURT**
12 **NORTHERN DISTRICT OF CALIFORNIA**
13 **SAN JOSE DIVISION**

14 ARIEL ABITTAN

15 PLAINTIFF,

16 v.

17 LILY CHAO (A/K/A TIFFANY CHEN, A/K/A
YUTING CHEN), DAMIEN DING (A/K/A
18 DAMIEN LEUNG, A/K/A TAO DING),
TEMUJIN LABS INC. (A DELAWARE
CORPORATION), AND TEMUJIN LABS INC.
19 (A CAYMAN CORPORATION),

20 DEFENDANTS,

21 and

22 EIAN LABS INC.,

23 NOMINAL DEFENDANT.
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Case No.: 5:20-CV-09340-NC

**REQUEST FOR JUDICIAL NOTICE IN
SUPPORT OF DEFENDANT TEMUJIN
LABS INC., A CAYMAN
CORPORATION'S MOTION TO DISMISS**

Date: December 15, 2021
Time: 1:00 PM
Place: Courtroom 5, 4th Floor
Judge: Hon. Nathanael Cousins

1 Defendant Temujin Labs Inc. (Cayman) (“Temujin Cayman”) hereby requests that the Court
 2 take judicial notice of the documents, attached as **Exhibits A through B** to the Declaration of
 3 Jennifer C. Bretan in Support of Defendant Temujin Labs Inc. (Delaware)’s Motion to Dismiss
 4 Complaint, filed on April 9, 2021 as ECF Document 37 (“Bretan Declaration”), pursuant to Rule 201
 5 of the Federal Rules of Evidence. The documents to be considered are as follows:

6 1. The certificate of incorporation of Temujin Labs, Inc. (“Temujin Delaware”), as filed
 7 with the Delaware Secretary of State and registered agent entity details published online by the
 8 Delaware Division of Corporations (last accessed November 8, 2021, available at
 9 <https://icis.corp.delaware.gov/ecorp/entitysearch/NameSearch.aspx>, search entity name “Temujin
 10 Labs Inc”), true and correct copies of which are attached as **Exhibit A** to the Bretan Declaration.

11 2. The Cayman Islands General Registry Report for Temujin Labs Inc. (Cayman)
 12 (“Temujin Cayman”), a true and correct copy of which is attached as **Exhibit B** to the Bretan
 13 Declaration.

14 **I. EXHIBITS A AND B ARE PROPERLY SUBJECT TO JUDICIAL NOTICE**
 15 **PURSUANT TO FRE 201**

16 Courts may take judicial notice of information made publicly available by government
 17 entities. *See United States Small Bus. Admin. v. Bensal*, 853 F.3d 992, 1003 n.3 (9th Cir. 2017) (“It
 18 is appropriate to take judicial notice of this information, as it was made publicly available by
 19 government entities.”); *Daniels-Hall v. Nat’l Educ. Ass’n*, 629 F.3d 992, 998-99 (9th Cir. 2010) (“It
 20 is appropriate to take judicial notice of this information, as it was made publicly available by
 21 government entities (the school districts), and neither party disputes the authenticity of the web sites
 22 or the accuracy of the information displayed therein.”). Exhibits A and B are records available from
 23 government entities, including the Delaware Secretary of State and the Cayman Islands General
 24 Registry, respectively. Consequently, the records are properly subject to judicial notice, as they are
 25 reliable sources whose accuracy cannot reasonably be questioned.

1 For the reasons set forth above, Moving Defendants respectfully request that the Court
2 consider **Exhibits A through B** to the Bretan Declaration.

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4 DATED: November 8, 2021

Respectfully submitted,

5 HANSEN LAW FIRM, P.C.
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8 By: /s/ Craig A. Hansen

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